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11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE EASTERN DISTRICT OF CALIFORNIA

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14 UNITED STATES OF AMERICA, ) CASE NO. S 05-0038 MCE  
15 Plaintiff, )  
16 v. ) STIPULATION AND ORDER TO  
17 LISA BONELLI LAYTON, ) EXTEND TIME FOR PRELIMINARY  
18 Defendant. ) EXAMINATION AND EXCLUDE TIME  
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20 The parties agree that time beginning May 10, 2005 and  
21 extending through May 17, 2005 should be excluded from the  
22 calculation of time under the Speedy Trial Act. The parties  
23 submit that the ends of justice are served by the Court excluding  
24 such time, so that counsel for the defendant may have reasonable  
25 time necessary for effective preparation, taking into account the  
26 exercise of due diligence, and so that the defendant may have  
27 continuity of counsel. 18 U.S.C. § 3161(h)(8)(B)(iv). In  
28 particular, counsel for the defendant needs more time to discuss  
the plea agreement with the defendant, and at this time is in  
trial in another case. The parties stipulate and agree that the  
interests of justice served by granting this continuance outweigh

1 the best interests of the public and the defendant in a speedy  
2 trial. 18 U.S.C. § 3161(h)(8)(A).

3 The parties further request that this matter be taken off  
4 calendar until May 17, 2005 at 8:30 a.m.

5 Counsel for the defendant is having computer problems in his  
6 office, and requests that the United States file this stipulation  
7 and sign on his behalf.

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10 Respectfully Submitted,

11 MC GREGOR W. SCOTT  
12 United States Attorney

13 DATE: May 9, 2005

14 By: /s/ Matt Segal  
15 MATTHEW D. SEGAL  
16 Assistant U.S. Attorney

DATE: May 9, 2005

/s/ Danny Brance by MDS  
DANNY D. BRACE, JR.

SO ORDERED.

Dated: May 10, 2005.

MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE